

Newberg, Brad R.

From: Richard Liebowitz <RL@liebowitzlawfirm.com>
Sent: Friday, September 20, 2019 4:55 PM
To: Newberg, Brad R.
Subject: Re: Usherson v. Bandshell Artist Management 19-cv-6368-JMF

Hi Brad,

Checking with process server. I am not sure if they were official served. If not, can you do a waiver of service? My client is still looking but as of now doesn't look like any licensing for this photo. Are you around for a phone call on Monday at 3pm to see if we can get resolved? Thanks.

On Fri, Sep 20, 2019 at 4:49 PM Newberg, Brad R. <BNewberg@mcguirewoods.com> wrote:

Following up on this. Thank you.

Brad R. Newberg
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From: Newberg, Brad R.
Sent: Thursday, September 19, 2019 12:04 PM
To: 'RL@Liebowitzlawfirm.com' <RL@Liebowitzlawfirm.com>
Subject: Usherson v. Bandshell Artist Management 19-cv-6368-JMF

Richard,

I'm going to be representing Bandshell in this case. I just left you a voicemail, but can you let me know when you might be available today or tomorrow to discuss the case?

Also, a couple of quick things:

- 1) Can you let me know the exact date that Bandshell was served? My client is not positive whether it was September 4, 5, or 6.
- 2) I don't think these have been sent to my client yet, but can you please send to me the records sufficient to show the royalty paid the last three times the photograph at issue was licensed, and sufficient to show the number of times the work was licensed in the last five years?

Thank you.

Brad R. Newberg

Partner

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Best,

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